

09-28-01

A

09/26/01  
JC846 U.S. PTO

"Express Mail" Mailing Label No. EL901833760US Date of Deposit: September 26, 2001  
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above, with sufficient postage affixed, and is addressed to BOX PATENT APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231.

Seini Matangi  
Name of person mailing paper or fee

[Signature]  
Signature of person mailing paper or fee

jc997 U.S. PTO  
09/26/01  
09/26/01

Patent  
Attorney's Docket No. 005950-742

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
UTILITY PATENT  
APPLICATION TRANSMITTAL LETTER

Box PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed for filing is the utility patent application of Maurice L. James and Kieth A. Hejl for BENTONITE NODULES.

- ☐ Applicant(s) hereby request(s) that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
  - ☒ Applicant(s) suggest(s) Figure 4 for inclusion on the front page of the patent application publication and patent.
- Also enclosed are:
- ☒ 3 sheet(s) of ☒ formal ☐ informal drawing(s);
  - ☐ a claim for foreign priority under 35 U.S.C. §§ 119 and/or 365 is ☐ hereby made to    filed in    on   ;
  - ☐ in the declaration;
  - ☐ a certified copy of the priority document;
  - ☐ a General Authorization for Petitions for Extensions of Time and Payment of Fees;
  - ☐ an Assignment document;
  - ☐ an Information Disclosure Statement;
  - ☐ a patent application bibliographic data sheet; and
  - ☒ Other: Acknowledgment Postcard
  - ☒ An ☐ executed ☒ unexecuted declaration of the inventor(s)  
☒ also is enclosed ☐ will follow.
  - ☒ Please amend the specification by inserting before the first line the sentence --This application claims priority under 35 U.S.C. § 119(e) to U.S. Provisional Application No. 60/237,945 filed on October 3, 2000; the entire content of which is hereby incorporated by reference.

- ☐ Please amend the specification by inserting before the first line the sentence:  
--This application is a continuation of International Application No.    filed on   , which International Application ☐ was ☐ was not published by the International Bureau in English on   ---
- ☐ Small entity status is hereby claimed.

PRE  
ANN  
#5/A  
ASW  
MAR  
6  
2002

A/

09964930 - 092601

[X] The filing fee has been calculated as follows [ ] and in accordance with the enclosed preliminary amendment:

C L A I M S					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$710.00 (101)
Total Claims	33	MINUS 20 =	13	× \$18.00 (103) =	288.00
Independent Claims	4	MINUS 3 =	1	× \$80.00 (102) =	80.00
If multiple dependent claims are presented, add \$270.00 (104)					
Total Application Fee					\$1,078.00
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee \$40.00 (581) if Assignment document is enclosed					
<b>TOTAL APPLICATION FEE DUE</b>					<b>\$1,078.00</b>

- [X] This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.
- [X] The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Please address all correspondence concerning the present application to:

William H. Benz  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: September 26, 2001

By: 

William H. Benz  
Registration No. 25,952  
Attorney for Applicants  
Redwood Shores, CA Office  
(650)622-2300

P.O. Box 1404  
Alexandria, Virginia

005950-742